

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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QUANTUM CORPORATE FUNDING, LTD.,

Plaintiff,

Civil Action No. 08-cv-0539  
(LAK) (HBP)

vs.

WESTWOOD DESIGN/BUILD INCORPORATED,  
DAVID R. WARFIELD, NATIONAL CITY  
MORTGAGE INC., and PENN LYON HOMES  
CORPORATION,

**AMENDED SCHEDULING  
ORDER**

Defendants.  
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NATIONAL CITY MORTGAGE,

Third-Party Plaintiff,

vs.

MICHAEL CONRAD, a/k/a MICHAEL CONRAD  
BROWN,

Third-Party Defendant.  
-----X

THIS MATTER having come before the Court upon joint application of the parties who have appeared in this action, through their undersigned counsel, to adjust certain dates set forth in this Court's Scheduling Order entered on the docket on May 19, 2008, it is hereby,

ORDERED that the Court's prior Scheduling Order be and is hereby amended such that the following schedule of deadlines shall now govern the further conduct of pretrial proceedings in this case:

- (a) Completion of all discovery -- 9/12/08;
- (b) Service of summary judgment motions -- 10/13/08; and

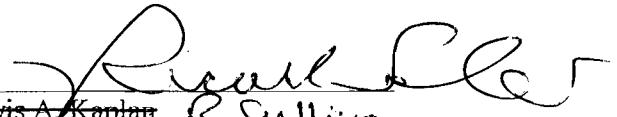
- (c) Filing of pretrial order, proposed jury instructions and requested *voir dire* questions - case ready for trial -- 10/13/08.

The following trial materials shall be filed at least ten days before trial:

- (a) Trial brief stating the legal and factual issues and authorities relied upon and discussing any anticipated substantive or procedural problems; and
- (b) Motions *in limine* to exclude evidence.

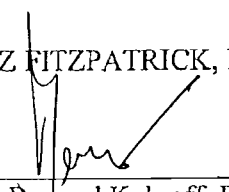
Motions *in limine* shall be made returnable at the time and date fixed for trial unless made at or prior to the date fixed for filing the pretrial order, in which case they shall be made without a return date and dealt with in accordance with the Court's individual rules or procedure. Papers in opposition to motions *in limine* made returnable on the trial date shall be filed at least three days before trial.

Dated:

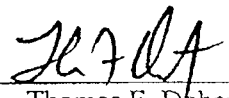
  
Hon. Lewis A. Kaplan *R. Sullivan*  
United States District Judge  
*Part I*

SO STIPULATED & AGREED:

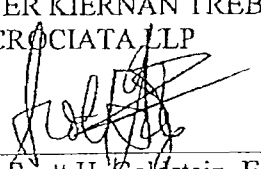
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